



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB5508

Introduced 2/15/2012, by Rep. Joe Sosnowski

SYNOPSIS AS INTRODUCED:

See Index

Amends the Property Tax Code. Provides that beginning July 1, 2012, supervisors of assessments in counties with a population under 150,000 shall receive a full stipend amount, supervisors of assessments in counties with a population of 150,000 or more but less than 400,000 shall receive 50% of that amount, and supervisors of assessments in counties with a population of 400,000 or more shall receive no stipend. Amends the Counties Code. Provides that beginning July 1, 2012, county treasurers, coroners, recorders, auditors, and sheriffs in counties with a population under 150,000 shall receive a full stipend amount, county treasurers, coroners, recorders, auditors, and sheriffs in counties with a population of 150,000 or more but less than 400,000 shall receive 50% of that amount, and county treasurers, coroners, recorders, auditors, and sheriffs in counties with a population of 400,000 or more shall receive no stipend. Further provides that beginning July 1, 2012, the Cook County sheriff and recorder shall receive no stipend. Amends the Clerks of the Courts Act. Provides that beginning July 1, 2012, Clerks of the Circuit Court in counties with a population under 150,000 shall receive a full stipend amount, Clerks of the Circuit Court in counties with a population of 150,000 or more but less than 400,000 shall receive 50% of that amount, and Clerks of the Circuit Court in counties with a population of 400,000 or more shall receive no stipend. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

LRB097 16424 KMW 61587 b

FISCAL NOTE ACT
MAY APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

A BILL FOR

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Property Tax Code is amended by changing
5 Section 3-40 as follows:

6 (35 ILCS 200/3-40)

7 Sec. 3-40. Compensation of supervisors of assessments.

8 (a) A supervisor of assessments shall receive annual
9 compensation in an amount fixed by the county board subject to
10 the following minimum amounts:

11 In counties with less than 14,000 inhabitants, not less
12 than \$7,500;

13 In counties with 14,000 or more but less than 30,000
14 inhabitants, not less than \$8,000;

15 In counties with 30,000 or more but less than 60,000
16 inhabitants, not less than \$9,000;

17 In counties with 60,000 or more but less than 100,000
18 inhabitants, not less than \$10,000;

19 In counties with 100,000 or more but less than 200,000
20 inhabitants, not less than \$11,500;

21 In counties with 200,000 or more but less than 300,000
22 inhabitants, not less than \$13,000;

23 In counties with 300,000 or more but less than

1 1,000,000 inhabitants, not less than \$15,000.

2 For purposes of this subsection, the number of inhabitants
3 shall be determined by the latest Federal decennial or special
4 census of the county.

5 (b) Elected supervisors of assessments who began a term of
6 office before December 1, 1990 shall be compensated at the rate
7 of their base salary. "Base salary" is the compensation paid
8 for their position before July 1, 1989.

9 (c) Elected supervisors of assessments beginning a term of
10 office on or after December 1, 1990 shall, beginning December
11 1, 1993, receive their base salary plus at least 12% of base
12 salary.

13 Any supervisor of assessments who has been presented a
14 Certified Assessing Evaluator Certificate by the International
15 Association of Assessing Officers shall receive an additional
16 compensation of \$500 per year to be paid out of funds
17 appropriated to the Department from the Personal Property Tax
18 Replacement Fund. Beginning July 1, 2012, supervisors of
19 assessments in counties with a population under 150,000 shall
20 receive a full stipend amount, supervisors of assessments in
21 counties with a population of 150,000 or more but less than
22 400,000 shall receive 50% of that amount, and supervisors of
23 assessments in counties with a population of 400,000 or more
24 shall receive no stipend.

25 The salary set by the county board shall be paid in equal
26 monthly installments out of the treasury of the county in which

1 he or she is appointed or elected. If the Department has
2 determined that the total assessed value of property in a
3 county, as equalized by the supervisor of assessments under
4 Section 9-210, is between 31 1/3% and 35 1/3% of the total fair
5 cash value of property in the county, subject to appropriation,
6 the Department shall reimburse the county monthly from the
7 Personal Property Tax Replacement Fund 50% of the amount of
8 salary the county paid to the officer for the preceding month.

9 The county board shall provide necessary office space for
10 the officer and pay all necessary expenses of the office out of
11 the county treasury.

12 Each supervisor of assessments may, with the advice and
13 consent of the county board, appoint necessary deputies and
14 clerks, their compensation to be fixed by the county board and
15 paid by the county.

16 (Source: P.A. 97-72, eff. 7-1-11.)

17 Section 10. The Counties Code is amended by changing
18 Sections 3-10007, 4-6001, 4-6002, 4-6003, and 4-8002 as
19 follows:

20 (55 ILCS 5/3-10007) (from Ch. 34, par. 3-10007)

21 Sec. 3-10007. Annual stipend. In addition to all other
22 compensation provided by law, every elected county treasurer,
23 for additional duties mandated by State law, shall receive an
24 annual stipend of (i) \$5,000 if his or her term begins before

1 December 1, 1998, (ii) \$5,500 after December 1, 1998 and \$6,500
2 after December 1, 1999 if his or her term begins on or after
3 December 1, 1998 but before December 1, 2000, and (iii) \$6,500
4 if his or her term begins December 1, 2000 or thereafter, to be
5 annually appropriated from the Personal Property Tax
6 Replacement Fund by the General Assembly to the Department of
7 Revenue which shall distribute the awards in annual lump sum
8 payments to every elected county treasurer. However, beginning
9 July 1, 2012, treasurers in counties with a population under
10 150,000 shall receive a full stipend amount, treasurers in
11 counties with a population of 150,000 or more but less than
12 400,000 shall receive 50% of that amount, and treasurers in
13 counties with a population of 400,000 or more shall receive no
14 stipend. This annual stipend shall not affect any other
15 compensation provided by law to be paid to elected county
16 treasurers. No county board may reduce or otherwise impair the
17 compensation payable from county funds to an elected county
18 treasurer if such reduction or impairment is the result of his
19 receiving an annual stipend under this Section.

20 (Source: P.A. 97-72, eff. 7-1-11.)

21 (55 ILCS 5/4-6001) (from Ch. 34, par. 4-6001)

22 Sec. 4-6001. Officers in counties of less than 2,000,000.

23 (a) In all counties of less than 2,000,000 inhabitants, the
24 compensation of Coroners, County Treasurers, County Clerks,
25 Records and Auditors shall be determined under this Section.

1 The County Board in those counties shall fix the amount of the
2 necessary clerk hire, stationery, fuel and other expenses of
3 those officers. The compensation of those officers shall be
4 separate from the necessary clerk hire, stationery, fuel and
5 other expenses, and such compensation (except for coroners in
6 those counties with less than 2,000,000 population in which the
7 coroner's compensation is set in accordance with Section
8 4-6002) shall be fixed within the following limits:

9 To each such officer in counties containing less than
10 14,000 inhabitants, not less than \$13,500 per annum.

11 To each such officer in counties containing 14,000 or more
12 inhabitants, but less than 30,000 inhabitants, not less than
13 \$14,500 per annum.

14 To each such officer in counties containing 30,000 or more
15 inhabitants but less than 60,000 inhabitants, not less than
16 \$15,000 per annum.

17 To each such officer in counties containing 60,000 or more
18 inhabitants but less than 100,000 inhabitants, not less than
19 \$15,000 per annum.

20 To each such officer in counties containing 100,000 or more
21 inhabitants but less than 200,000 inhabitants, not less than
22 \$16,500 per annum.

23 To each such officer in counties containing 200,000 or more
24 inhabitants but less than 300,000 inhabitants, not less than
25 \$18,000 per annum.

26 To each such officer in counties containing 300,000 or more

1 inhabitants but less than 2,000,000 inhabitants, not less than
2 \$20,000 per annum.

3 (b) Those officers beginning a term of office before
4 December 1, 1990 shall be compensated at the rate of their base
5 salary. "Base salary" is the compensation paid for each of
6 those offices, respectively, before July 1, 1989.

7 (c) Those officers beginning a term of office on or after
8 December 1, 1990 shall be compensated as follows:

9 (1) Beginning December 1, 1990, base salary plus at
10 least 3% of base salary.

11 (2) Beginning December 1, 1991, base salary plus at
12 least 6% of base salary.

13 (3) Beginning December 1, 1992, base salary plus at
14 least 9% of base salary.

15 (4) Beginning December 1, 1993, base salary plus at
16 least 12% of base salary.

17 (d) In addition to but separate and apart from the
18 compensation provided in this Section, the county clerk of each
19 county, the recorder of each county, and the chief clerk of
20 each county board of election commissioners shall receive an
21 award as follows:

22 (1) \$4,500 per year after January 1, 1998;

23 (2) \$5,500 per year after January 1, 1999; and

24 (3) \$6,500 per year after January 1, 2000.

25 The total amount required for such awards each year shall be
26 appropriated by the General Assembly to the State Board of

1 Elections which shall distribute the awards in annual lump sum
2 payments to the several county clerks, recorders, and chief
3 election clerks. Beginning December 1, 1990, this annual award,
4 and any other award or stipend paid out of State funds to
5 county officers, shall not affect any other compensation
6 provided by law to be paid to county officers. However,
7 beginning July 1, 2012, county officers in counties with a
8 population under 150,000 shall receive a full stipend amount,
9 county officers in counties with a population of 150,000 or
10 more but less than 400,000 shall receive 50% of that amount,
11 and county officers in counties with a population of 400,000 or
12 more shall receive no stipend.

13 (e) Beginning December 1, 1990, no county board may reduce
14 or otherwise impair the compensation payable from county funds
15 to a county officer if the reduction or impairment is the
16 result of the county officer receiving an award or stipend
17 payable from State funds.

18 (f) The compensation, necessary clerk hire, stationery,
19 fuel and other expenses of the county auditor, as fixed by the
20 county board, shall be paid by the county.

21 (g) The population of all counties for the purpose of
22 fixing compensation, as herein provided, shall be based upon
23 the last Federal census immediately previous to the election of
24 the officer in question in each county.

25 (h) With respect to an auditor who takes office on or after
26 the effective date of this amendatory Act of the 95th General

1 Assembly, the auditor shall receive an annual stipend of \$6,500
2 per year. The General Assembly shall appropriate the total
3 amount required for the stipend each year from the Personal
4 Property Tax Replacement Fund to the Department of Revenue, and
5 the Department of Revenue shall distribute the awards in an
6 annual lump sum payment to each county auditor. The stipend
7 shall be in addition to, but separate and apart from, the
8 compensation provided in this Section. However, beginning July
9 1, 2012, county auditors in counties with a population under
10 150,000 shall receive a full stipend amount, county auditors in
11 counties with a population of 150,000 or more but less than
12 400,000 shall receive 50% of that amount, and county auditors
13 in counties with a population of 400,000 or more shall receive
14 no stipend. No county board may reduce or otherwise impair the
15 compensation payable from county funds to the auditor if the
16 reduction or impairment is the result of the auditor receiving
17 an award or stipend pursuant to this subsection.

18 (Source: P.A. 97-72, eff. 7-1-11.)

19 (55 ILCS 5/4-6002) (from Ch. 34, par. 4-6002)

20 Sec. 4-6002. Coroners in counties of less than 2,000,000.

21 (a) The County Board, in all counties of less than
22 2,000,000 inhabitants, shall fix the compensation of Coroners
23 within the limitations fixed by this Division, and shall
24 appropriate for their necessary clerk hire, stationery, fuel,
25 supplies, and other expenses. The compensation of the Coroner

1 shall be fixed separately from his necessary clerk hire,
2 stationery, fuel and other expenses, and such compensation
3 shall be fixed within the following limits:

4 To each Coroner in counties containing less than 5,000
5 inhabitants, not less than \$4,500 per annum.

6 To each Coroner in counties containing 5,000 or more
7 inhabitants but less than 14,000 inhabitants, not less than
8 \$6,000 per annum.

9 To each Coroner in counties containing 14,000 or more
10 inhabitants, but less than 30,000 inhabitants, not less than
11 \$9,000 per annum.

12 To each Coroner in counties containing 30,000 or more
13 inhabitants, but less than 60,000 inhabitants, not less than
14 \$14,000 per annum.

15 To each Coroner in counties containing 60,000 or more
16 inhabitants, but less than 100,000 inhabitants, not less than
17 \$15,000 per annum.

18 To each Coroner in counties containing 100,000 or more
19 inhabitants, but less than 200,000 inhabitants, not less than
20 \$16,500 per annum.

21 To each Coroner in counties containing 200,000 or more
22 inhabitants, but less than 300,000 inhabitants, not less than
23 \$18,000 per annum.

24 To each Coroner in counties containing 300,000 or more
25 inhabitants, but less than 2,000,000 inhabitants, not less than
26 \$20,000 per annum.

1 The population of all counties for the purpose of fixing
2 compensation, as herein provided, shall be based upon the last
3 Federal census immediately previous to the election of the
4 Coroner in question in each county. This Section does not apply
5 to a county which has abolished the elective office of coroner.

6 (b) Those coroners beginning a term of office on or after
7 December 1, 1990 shall be compensated as follows:

8 (1) Beginning December 1, 1990, base salary plus at
9 least 3% of base salary.

10 (2) Beginning December 1, 1991, base salary plus at
11 least 6% of base salary.

12 (3) Beginning December 1, 1992, base salary plus at
13 least 9% of base salary.

14 (4) Beginning December 1, 1993, base salary plus at
15 least 12% of base salary.

16 "Base salary", as used in this subsection (b), means the
17 salary in effect before July 1, 1989.

18 (c) In addition to, but separate and apart from, the
19 compensation provided in this Section, subject to
20 appropriation, the coroner of each county shall receive an
21 annual stipend of \$6,500 to be paid by the Illinois Department
22 of Revenue out of the Personal Property Tax Replacement Fund if
23 his or her term begins on or after December 1, 2000. However,
24 beginning July 1, 2012, coroners in counties with a population
25 under 150,000 shall receive a full stipend amount, coroners in
26 counties with a population of 150,000 or more but less than

1 400,000 shall receive 50% of that amount, and coroners in
2 counties with a population of 400,000 or more shall receive no
3 stipend.

4 (Source: P.A. 97-72, eff. 7-1-11.)

5 (55 ILCS 5/4-6003) (from Ch. 34, par. 4-6003)

6 Sec. 4-6003. Compensation of sheriffs for certain expenses
7 in counties of less than 2,000,000.

8 (a) The County Board, in all counties of less than
9 2,000,000 inhabitants, shall fix the compensation of sheriffs,
10 with the amount of their necessary clerk hire, stationery, fuel
11 and other expenses. The county shall supply the sheriff with
12 all necessary uniforms, guns and ammunition. The compensation
13 of each such officer shall be fixed separately from his
14 necessary clerk hire, stationery, fuel and other expenses.
15 Beginning immediately, no county with a population under
16 2,000,000 may reduce the rate of compensation of its sheriff
17 below the rate of compensation that it was actually paying to
18 its sheriff on January 1, 2002 or the effective date of this
19 amendatory Act of the 92nd General Assembly, whichever is
20 greater.

21 (b) In addition to the requirement of subsection (a), the
22 rate of compensation payable to the sheriff by the county shall
23 not be less than the following:

24 To each such sheriff in counties containing less than
25 10,000 inhabitants, not less than \$27,000 per annum.

1 To each such sheriff in counties containing 10,000 or more
2 inhabitants but less than 20,000 inhabitants, not less than
3 \$31,000 per annum.

4 To each such sheriff in counties containing 20,000 or more
5 inhabitants but less than 30,000 inhabitants, not less than
6 \$34,000 per annum.

7 To each such sheriff in counties containing 30,000 or more
8 inhabitants but less than 60,000 inhabitants, not less than
9 \$37,000 per annum.

10 To each such sheriff in counties containing 60,000 or more
11 inhabitants but less than 100,000 inhabitants, not less than
12 \$40,000 per annum.

13 To each such sheriff in counties containing 100,000 or more
14 inhabitants but less than 2,000,000 inhabitants, not less than
15 \$43,000 per annum.

16 The population of each county for the purpose of fixing
17 compensation as herein provided, shall be based upon the last
18 federal census immediately previous to the election of the
19 sheriff in question in such county.

20 (c) (Blank).

21 (d) In addition to the salary provided for in subsections
22 (a), (b), and (c), beginning December 1, 1998, subject to
23 appropriation, each sheriff, for his or her additional duties
24 imposed by other statutes or laws, shall receive an annual
25 stipend to be paid by the Illinois Department of Revenue out of
26 the Personal Property Tax Replacement Fund in the amount of

1 \$6,500. However, beginning July 1, 2012, sheriffs in counties
2 with a population under 150,000 shall receive a full stipend
3 amount, sheriffs in counties with a population of 150,000 or
4 more but less than 400,000 shall receive 50% of that amount,
5 and sheriffs in counties with a population of 400,000 or more
6 shall receive no stipend.

7 (e) No county board may reduce or otherwise impair the
8 compensation payable from county funds to a sheriff if the
9 reduction or impairment is the result of the sheriff receiving
10 an award or stipend payable from State funds.

11 (Source: P.A. 97-72, eff. 7-1-11.)

12 (55 ILCS 5/4-8002) (from Ch. 34, par. 4-8002)

13 Sec. 4-8002. Additional compensation of sheriff and
14 recorder.

15 (a) In addition to any salary otherwise provided by law,
16 beginning December 1, 1998, subject to appropriation, the
17 sheriff of Cook County for his or her additional duties imposed
18 by other statutes or laws shall receive an annual stipend to be
19 paid by the Illinois Department of Revenue out of the Personal
20 Property Tax Replacement Fund in the amount of \$6,500. However,
21 beginning July 1, 2012, the sheriff of Cook County shall
22 receive no stipend. The county board shall not reduce or
23 otherwise impair the compensation payable from county funds to
24 the sheriff if the reduction or impairment is the result of the
25 sheriff receiving a stipend payable from State funds.

1 (b) In addition to any salary otherwise provided by law,
 2 beginning December 1, 2000, subject to appropriation, the
 3 recorder of deeds of Cook County for his or her additional
 4 duties imposed by law shall receive an annual stipend to be
 5 paid by the State in an amount equal to the stipend paid to
 6 each recorder in other counties under subsection (d) of Section
 7 4-6001 of this Code. However, beginning July 1, 2012, the
 8 recorder of deeds of Cook County shall receive no stipend. The
 9 county board may not reduce or otherwise impair the
 10 compensation payable from county funds to the recorder of deeds
 11 if the reduction or impairment is the result of the recorder of
 12 deeds receiving a stipend payable from State funds.

13 (Source: P.A. 97-72, eff. 7-1-11; 97-619, eff. 11-14-11.)

14 Section 15. The Clerks of Courts Act is amended by changing
 15 Section 27.3 as follows:

16 (705 ILCS 105/27.3) (from Ch. 25, par. 27.3)

17 Sec. 27.3. Compensation.

18 (a) The county board shall provide the compensation of
 19 Clerks of the Circuit Court, and the amount necessary for clerk
 20 hire, stationery, fuel and other expenses. Beginning December
 21 1, 1989, the compensation per annum for Clerks of the Circuit
 22 Court shall be as follows:

23 In counties where the population is:

24 Less than 14,000 at least \$13,500

1	14,001-30,000	at least \$14,500
2	30,001-60,000	at least \$15,000
3	60,001-100,000	at least \$15,000
4	100,001-200,000	at least \$16,500
5	200,001-300,000	at least \$18,000
6	300,001- 3,000,000	at least \$20,000
7	Over 3,000,000	at least \$55,000

8 (b) In counties in which the population is 3,000,000 or
9 less, "base salary" is the compensation paid for each Clerk of
10 the Circuit Court, respectively, before July 1, 1989.

11 (c) The Clerks of the Circuit Court, in counties in which
12 the population is 3,000,000 or less, shall be compensated as
13 follows:

14 (1) Beginning December 1, 1989, base salary plus at
15 least 3% of base salary.

16 (2) Beginning December 1, 1990, base salary plus at
17 least 6% of base salary.

18 (3) Beginning December 1, 1991, base salary plus at
19 least 9% of base salary.

20 (4) Beginning December 1, 1992, base salary plus at
21 least 12% of base salary.

22 (d) In addition to the compensation provided by the county
23 board, each Clerk of the Circuit Court shall receive an award
24 from the State for the additional duties imposed by Sections
25 5-9-1 and 5-9-1.2 of the Unified Code of Corrections, Section
26 10 of the Violent Crime Victims Assistance Act, Section 16-104a

1 of the Illinois Vehicle Code, and other laws, in the following
2 amount:

- 3 (1) \$3,500 per year before January 1, 1997.
- 4 (2) \$4,500 per year beginning January 1, 1997.
- 5 (3) \$5,500 per year beginning January 1, 1998.
- 6 (4) \$6,500 per year beginning January 1, 1999.

7 The total amount required for such awards shall be appropriated
8 each year by the General Assembly to the Supreme Court, which
9 shall distribute such awards in annual lump sum payments to the
10 Clerks of the Circuit Court in all counties. However, beginning
11 July 1, 2012, Clerks of the Circuit Court in counties with a
12 population under 150,000 shall receive a full stipend amount,
13 Clerks of the Circuit Court in counties with a population of
14 150,000 or more but less than 400,000 shall receive 50% of that
15 amount, and Clerks of the Circuit Court in counties with a
16 population of 400,000 or more shall receive no stipend. This
17 annual award, and any other award or stipend paid out of State
18 funds to the Clerks of the Circuit Court, shall not affect any
19 other compensation provided by law to be paid to Clerks of the
20 Circuit Court.

21 (e) Also in addition to the compensation provided by the
22 county board, Clerks of the Circuit Court in counties in which
23 one or more State correctional institutions are located shall
24 receive a minimum reimbursement in the amount of \$2,500 per
25 year for administrative assistance to perform services in
26 connection with the State correctional institution, payable

1 monthly from the State Treasury to the treasurer of the county
2 in which the additional staff is employed. Counties whose State
3 correctional institution inmate population exceeds 250 shall
4 receive reimbursement in the amount of \$2,500 per 250 inmates.
5 This subsection (e) shall not apply to staff added before
6 November 29, 1990.

7 For purposes of this subsection (e), "State correctional
8 institution" means any facility of the Department of
9 Corrections, including without limitation adult facilities,
10 juvenile facilities, pre-release centers, community correction
11 centers, and work camps.

12 (f) No county board may reduce or otherwise impair the
13 compensation payable from county funds to a Clerk of the
14 Circuit Court if the reduction or impairment is the result of
15 the Clerk of the Circuit Court receiving an award or stipend
16 payable from State funds.

17 (Source: P.A. 92-114, eff. 1-1-02.)

18 Section 20. The State Mandates Act is amended by adding
19 Section 8.36 as follows:

20 (30 ILCS 805/8.36 new)

21 Sec. 8.36. Exempt mandate. Notwithstanding Sections 6 and 8
22 of this Act, no reimbursement by the State is required for the
23 implementation of any mandate created by this amendatory Act of
24 the 97th General Assembly.

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.

1		INDEX
2		Statutes amended in order of appearance
3	35 ILCS 200/3-40	
4	55 ILCS 5/3-10007	from Ch. 34, par. 3-10007
5	55 ILCS 5/4-6001	from Ch. 34, par. 4-6001
6	55 ILCS 5/4-6002	from Ch. 34, par. 4-6002
7	55 ILCS 5/4-6003	from Ch. 34, par. 4-6003
8	55 ILCS 5/4-8002	from Ch. 34, par. 4-8002
9	705 ILCS 105/27.3	from Ch. 25, par. 27.3
10	30 ILCS 805/8.36 new	